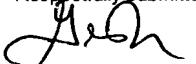


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FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV. 10-95)		ATTORNEY'S DOCKET NUMBER <b>F3343(C)</b>
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. § 371		U.S. APPLICATION NO. (If known, see 37 CFR § 1.5) <b>10/582278</b>
INTERNATIONAL APPLICATION NO.  <b>PCT/EP2004/010630</b>	INTERNATIONAL FILING DATE  <b>20 SEPTEMBER 2004</b>	PRIORITY DATE CLAIMED  <b>10 DECEMBER 2003</b>
TITLE OF INVENTION  <b>FROZEN CONFECTIONERY PRODUCT COMPRISING ICE STRUCTURING PROTEINS</b>		
APPLICANT(S) FOR DO/EO/US  <b>LINDNER, NIGEL MALCOLM ET AL.</b>		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. §371(c)(2)) <ul style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ul> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ul> </li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3)) <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> are transmitted herewith (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made, however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ul> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. §371(c)(3)).</li> <li>9. <input checked="" type="checkbox"/> An oath or unexecuted declaration of the inventor(s) (35 U.S.C. §371(c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)).</li> </ol> <p><b>Items 11. To 16. Below concern document(s) or information included:</b></p> <ol style="list-style-type: none"> <li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. §§ 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. §§3.28 and 3.31 is included.</li> <li>13. <input checked="" type="checkbox"/> A preliminary amendment.</li> <li>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR § 1.76.</li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</li> <li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</li> <li>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>20. <input type="checkbox"/> Other items or information:</li> </ol>		

AP3 Rec'd PCT/PTO 09 JUN 2008

U.S. APPLICATION NO. (if known, see 37 CFR 31.5) <b>107582278</b>	INTERNATIONAL APPLICATION NO. PCT/EP2004/010630	ATTORNEY'S DOCKET NUMBER F3343(C)
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21. <input checked="" type="checkbox"/> The following fees are submitted:																													
<input checked="" type="checkbox"/> a) Basic National Fee ..... \$300.00 <input checked="" type="checkbox"/> b) Examination Fee..... \$200.00 <input checked="" type="checkbox"/> c) Search Fee..... \$500.00				\$1,000.00																									
<b>TOTAL OF ABOVE CALCULATIONS:</b>																													
<input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.																													
<table border="1" style="width: 100%;"> <thead> <tr> <th>TOTAL SHEETS</th> <th>EXTRA SHEETS</th> <th>Number of each additional 50 or fraction thereof (round Up to a whole number)</th> <th>Rate</th> <th></th> <th></th> </tr> </thead> <tbody> <tr> <td>- 100 =</td> <td>/50 =</td> <td></td> <td>X \$250.00</td> <td></td> <td></td> </tr> </tbody> </table> <p>Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR § 1.492(e)).</p>						TOTAL SHEETS	EXTRA SHEETS	Number of each additional 50 or fraction thereof (round Up to a whole number)	Rate			- 100 =	/50 =		X \$250.00														
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MULTIPLE DEPENDENT CLAIM(S) (if applicable)			X \$360.00																										
<b>TOTAL OF ABOVE CALCULATIONS = \$1,000.00</b>																													
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by $\frac{1}{2}$ .																													
<b>SUBTOTAL =</b>																													
<p>Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 C.F.R. § 1.492(f)).</p>																													
<b>TOTAL NATIONAL FEE =</b>																													
<p>Fee for recording the enclosed assignment (37 C.F.R. § 1.21(h)). The assignment must be accompanied by an appropriate cover sheet ((37 C.F.R. §§ 3.28, 3.31). \$40.00 per property.</p>																													
<b>TOTAL FEES ENCLOSED = \$1,000.00</b>																													
<table border="1" style="width: 100%;"> <tr> <td></td> <td>Amount to be Charged:</td> </tr> </table>							Amount to be Charged:																						
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<p>a. <input type="checkbox"/> A check in the amount of _____ to cover the above fees is enclosed.        b. <input checked="" type="checkbox"/> Please charge Deposit Account No. 12-1155 in the amount of \$1,000.00 to cover the above fees. Triplicate copies of this letter are enclosed.        c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 12-1155. Triplicate copies of this letter are enclosed.</p>																													
<p>Customer Number: <b>00201</b></p>																													
<p>NOTE: Where an appropriate time limit under 37 C.F.R. §§ 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. §§ 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>																													
<p>Respectfully submitted,          Gerard J. McGowan, Jr.        Attorney of Record        Reg. #29,412</p>																													
<p>GJM/mt        (201) 894-2297</p>																													